

ORDINANCE NO. 2011-10

AN ORDINANCE OF THE CITY OF SEDONA, ARIZONA, CORRECTING THE SEDONA CITY CODE BY AMENDING ARTICLE 6-1 (HUMANE ANIMAL CONTROL), SECTION 6-1-4.J (IMPOUNDMENT AND DISPOSITION OF UNWANTED ANIMALS) TO COMPLY WITH ARS 11-1022 (STERILIZATION OF IMPOUNDED DOGS AND CATS); MODIFICATION OF SECTION 6-1-6.I (SELLING OR GIVING AWAY ANIMALS); DELETION OF SECTION 6-1-14 (STERILIZATION ASSISTANCE PROGRAM) PROVIDING THAT ALL ORDINANCES OR PARTS OF ORDINANCES OR ANY PART OF THE SEDONA CITY CODE IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE SHALL BE REPEALED UPON THE EFFECTIVE DATE OF THIS ORDINANCE; AND DESCRIBING PENALTIES THERETO

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SEDONA, ARIZONA, AS FOLLOWS:

Section 1. Amendment of City Code

- A. Article 6-1 (Humane Animal Control), Section 6-1-4.J, is hereby deleted, and replaced with the following language: ***“J. The provisions of ARS 11-1022 shall govern the release of unclaimed animals for adoption and mandatory sterilization of impounded dogs and cats.”***
- B. Section 6-1-6.I (selling or giving away animals prohibited) is modified by adding the following sentence: ***“This provision does not apply to the Sedona Humane Society or its mobile pet adoption program.”***
- C. Section 6-1-6.J is repetitive, and is deleted.
- D. Section 6-1-14 (sterilization assistance program) is hereby deleted.

Section 2. Repeal

All ordinances or parts of ordinances or any part of the Sedona City Code in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict as of the effective date hereof.

Section 3. Savings Clause

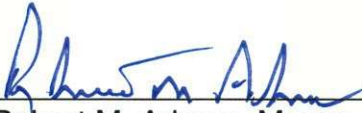
If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remainder of this Ordinance. The City Council declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase, or portion thereof, despite the fact that any one or more sections, subsections, sentences, clauses, phrases, or portions thereof would be declared invalid or unconstitutional.

Section 4. Penalty

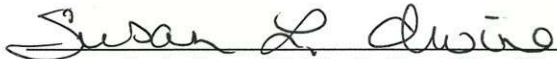
Pursuant to Section 6-1-13, any person who fails to comply with the requirements of Article 6-1, or violates any of its provisions, is subject to the penalty provisions of Article 1-8 (Class 1 misdemeanor or alternative civil citations). If any person is found guilty of a violation

of Article 6-1, the person's license to own, keep, harbor, or have custody of an animal shall be deemed automatically revoked, and no new license may be issued.


PASSED AND ADOPTED by the Mayor and City Council of the City of Sedona, Arizona this 11th day of October, 2011.


Robert M. Adams, Mayor

ATTEST:


Susan L. Irvine, CMC, Acting City Clerk

APPROVED AS TO FORM:


Mike Goimarac, City Attorney